



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	BOARD OF MENTAL HEALTH AND CHEMICAL DEPENDENCY PROFESSIONALS
MEETING DATE AND TIME:	Wednesday, June 22, 2011 at 12:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
MINUTES APPROVED	8/24/2011

MEMBERS PRESENT

Robert Doyle, Public Member, **President**, Presiding
Lisa Ritchie, Professional Member, **Vice President**
Dr. William Northey, LMFT, **Secretary**
Ruth Banta, Public Member
Daniel Cherneski, LMFT
Daniel Cooper, LPCMH
Mary Davis, LCDP
Gregg Drevno, LPCMH
Clayton Yocum, Sr., Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Patricia Davis-Oliva, Deputy Attorney General
Jessica Williams, Administrative Specialist II

MEMBERS ABSENT

Tracy Hansen, LMFT
Julius Mullen, LPCMH
Vera Murrell, Public Member

ALSO PRESENT

Moneak Baskerville
William Gale
Vera Sitze, Wilcox & Fetzer

CALL TO ORDER

Mr. Doyle called the meeting to order at 12:02 p.m.

REVIEW OF MINUTES

MHCDP Meeting Minutes – May 25, 2011

The Board reviewed the May 25, 2011 meeting minutes for approval. Dr. Northey made a motion, seconded by Mr. Drevno, to approve the minutes as written. Motion unanimously carried.

HEARING

12:30 p.m. – Rule to Show Cause Hearing for William Gale

At 12:35 p.m., Mr. Doyle called the rule to show cause hearing to order for William Gale. Verbatim testimony was taken by the court reporter. Ms. Davis-Oliva stated the reason for the hearing and had the following items marked as Board Exhibit 1 for the record: Notification of hearing letter; a copy of the March 28, 2011 letter to Mr. Gale advising him of the deficient continuing education audit findings; the Board Audit Checklist; documentation of all the continuing education taken by Mr. Gale and submitted by him to the Board as a result of his selection for audit. Ms. Davis-Oliva verified with Mr. Gale that he waived his right to be represented by counsel. Mr. Gale was sworn and had the following items marked as Applicant Exhibit 1 for the record – certificates of completion of two additional continuing education courses taken by Mr. Gale. Mr. Gale presented his case to the Board and answered questions from Board members. At 12:44 p.m., the Board went off the record for deliberations. At 12:46 p.m., the Board went back on the record. Dr. Northey made a motion, seconded by Mr. Cherneski, that Mr. Gale falsely attested to completing the required CE on his licensure renewal and as a consequence the Board imposed the following sanctions: Mr. Gale will automatically be audited in the next renewal cycle (2010-2012) and no portion of the CE credit hours for the course “Wisdom of the Dream: A Jungian Approach to Dream Interpretation” and he cannot count the CE used to make up the deficiency for the 2010-2012 renewal. Motion unanimously carried. The hearing concluded at 12:48 p.m. At 12:49 p.m. at the request of the licensee, Ms. Sandy Knauer, Owner of Middletown Counseling Services, testified on behalf of Mr. Gale. The Board determined that Ms. Knauer’s testimony did not impact the prior motion. The hearing concluded at 12:51 p.m.

The Board observed a brief recess from 12:52 p.m. until 1:00 p.m.

12:45 p.m. – Rule to Show Cause Hearing for Moneak Baskerville

At 1:00 p.m., Mr. Doyle called the rule to show cause hearing to order for Moneak Baskerville. Verbatim testimony was taken by the court reporter. Ms. Davis-Oliva stated the reason for the hearing and had the following items marked as Board Exhibit 1 for the record: a packet of documents consisting of a copy of the March 28, 2011 letter to Ms. Baskerville advising her of the deficient continuing education audit findings, the Board Audit Checklist; documentation of all the continuing education taken by Ms. Baskerville and submitted by her to the Board as a result of her selection for audit. Ms. Davis-Oliva verified with Ms. Baskerville that she waived her right to be represented by counsel. Ms. Baskerville was sworn in and presented her case to the Board and answered questions from Board members. At 1:18 p.m., the Board went off the record for deliberations. At 2:10 p.m., the Board went back on the record. Dr. Northey made a motion, seconded by Ms. Ritchie, that Ms. Baskerville falsely attested to completing the required CE on her licensure renewal and as a consequence the Board imposed the following sanctions: Ms. Baskerville’s license will be placed on probation until she submits to the Board evidence of successful completion of the 27 CW hours, 20 of which must be classroom or face-to-face hours; completes an additional 5 hours of face-to-face CE over and above the 27 hours required in the area of ethics/professional issues/rules and regulations to be coordinated with the executive director; the five hours will not count towards the next renewal period of 2010-2012; Ms. Baskerville must submit a minimum of 6 hours of supervision from a Board approved counselor, and must also provide CV and documentation of LPCMH supervision by a Delaware licensed professional, who will have to attest that Ms. Baskerville is familiar with the laws, rules and regulations of DE; she will be audited for the 2010-2012 renewal. Motion unanimously carried. The hearing concluded at 2:14 p.m.

UNFINISHED BUSINESS

Continuing Education Audit

The Board reviewed the audit documentation that was submitted.

NEW BUSINESS

Discussion of Criminal Background Checks

Mr. Drevno moved, seconded by Mr. Cherneski, that if applications were submitted May 19, 2011 or after, and were deemed appropriate for licensure that they be approved contingent upon receipt of clean state and federal background checks. Motion unanimously carried.

Review of Application for LPCMH Licensure by Certification – Lisa Groark

The Board reviewed Lisa Groark's application for LPCMH licensure by certification. Ms. Ritchie made a motion, seconded by Mr. Cherneski, to **propose to deny** the application, based on the fact that it appears that work in the school setting does not meet the clinical standards set in Section 2.1.4.2 of the Rules and Regulations. Motion unanimously carried.

Review of Application for LPCMH Licensure by Certification – Inez Hanson

The Board reviewed Inez Hanson's application for LPCMH licensure by certification. Mr. Cherneski made a motion, seconded by Mr. Cooper, to **approve** the application. Motion unanimously carried.

Review of Application for LPCMH Licensure by Certification – Michael Miller

The Board reviewed Michael Miller's application for LPCMH licensure by certification. Mr. Cooper made a motion, seconded by Ms. Davis, to **approve** the application contingent upon receipt of a clean criminal background check. Motion unanimously carried.

Review of Application for LPCMH Licensure by Reciprocity – Vivian Ferrara-Machado

The Board reviewed Vivian Ferrara-Machado's application for LPCMH licensure by reciprocity. Mr. Cherneski made a motion, seconded by Mr. Cooper, to **approve** the application. Motion unanimously carried.

Review of Application for LPCMH Licensure by Reciprocity – Kathryn Gehret

The Board reviewed Kathryn Gehret's application for LPCMH licensure by reciprocity. Ms. Ritchie made a motion, seconded by Mr. Cherneski, to **approve** the application contingent upon receipt of a clean criminal background check. Motion unanimously carried.

Review of Application for LPCMH Licensure by Reciprocity – Leland Mosby

The Board reviewed Leland Mosby's application for LPCMH licensure by reciprocity. Ms. Ritchie made a motion, seconded by Mr. Cherneski, to **approve** the application. Motion unanimously carried.

Review of Application for LACMH Licensure – Jeni McHugh

The Board reviewed Jeni McHugh's application for LACMH licensure. Dr. Northey made a motion, seconded by Ms. Ritchie, to **table** the application for further information in regards to her job duties/responsibilities. Motion unanimously carried.

Review of Application for LCDP by Certification – Wanda Blanco

The Board review Wanda Blanco's application for LCDP by certification. Ms. Ritchie made a motion, seconded by Mr. Cherneski to **approve** the application. Motion unanimously carried.

Discussion Regarding Draft of Proposed Legislation for the Treatment of Minors

The Board reviewed the letter from Mr. Collins regarding proposed legislation for the treatment of minors. The Board discussed the reasons as to why they are opposed to drafting proposed legislation. Ms. Davis-Oliva stated that she can draft a letter to Mr. Collins stating that the Board is strongly opposed to drafting proposed legislation. She will also put language in the letter that the Board is more than willing to accept the language that the Board of Medical Licensure and Discipline is currently using, if necessary.

Correspondence

There was no correspondence.

Other Business (for discussion only)

Ms. Williams informed the Board that House Bill 67 was signed on May 19, 2011 by the Governor, which will now require applicants to have a state and federal background check done.

Public Comment

There was no public comment

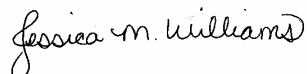
Next Meeting Date

The Board's next meeting is scheduled for August 24, 2011, at 12:00 p.m., in Conference Room A of the Cannon Bldg., 861 Silver Lake Blvd., Dover, Delaware.

Adjournment

Mr. Cherneski made a motion, seconded by Ms. Ritchie, to adjourn. Motion unanimously carried. There being no further business before the Board, the meeting adjourned at 2:19 p.m.

Respectfully submitted,



Jessica Williams
Administrative Specialist II